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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

E.K. WADE,

Plaintiff,

v.

ELAINE CHAO, SECRETARY OF  
LABOR, ET AL.

Defendant.

No. C 06-4725 MJJ

No. C 08-00001 EMC

**ADMINISTRATIVE MOTION TO  
CONSOLIDATE CASES AND  
[PROPOSED] ORDER**

On December 28, 2007, this Court dismissed the action of *E.K. Wade v. Elaine Chao*, 06-4725 MJJ and gave plaintiff leave to file a new complaint.

Plaintiff has filed the new complaint – *E.K. Wade v. Elaine Chao, et al.*, 08-00001 EMC. The Federal Defendant respectfully requests the Court to relate the cases.

Respectfully submitted,

JOSEPH P. RUSSONIELLO  
United States Attorney

Dated: January 7, 2008

/s/  
ANDREW Y.S. CHENG  
Assistant United States Attorney

**ORDER**

The Court, having considered the briefing of the parties, orders that plaintiff's complaint in *E.K. Wade v. Elaine Chao*, 08-00001 EMC be related to the case of *E.K. Wade v. Elaine Chao*, 06-4725 MJJ and that Judge Jenkins be assigned for all matters to the new case.

DATED: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE MARTIN J. JENKINS  
U.S. DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she is causing a copy of the following:

**ADMINISTRATIVE MOTION TO CONSOLIDATE CASES AND [PROPOSED] ORDER**

E.K. Wade v. Elaine Chao, Secretary of Labor, et al.  
Case No. C 06-4725 MJJ & C 08-0001 EMC

to be served this date upon the party in this action by placing a true copy thereof in a sealed envelope, and served as follows:

☒ **FIRST CLASS MAIL** by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.

☐ **CERTIFIED MAIL (# )** by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.

☐ **PERSONAL SERVICE (BY MESSENGER)**

☐ **FEDERAL EXPRESS**

☐ **FACSIMILE (FAX)** Telephone No.: See Below

to the party(ies) addressed as follows:

E. K. Wade  
542 North Civic Drive, Apt. D  
Walnut Creek, CA 94597

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on January 7, 2008 at San Francisco, California.

/s/  
\_\_\_\_\_  
BONNY WONG  
Legal Assistant